

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 1998-164-T - ORDER NO. 2005-307
JUNE 7, 2005

IN RE: Application of Daniel Saporita d/b/a)	ORDER DISMISSING
LimoScene, 152 Clovis Circle, Myrtle Beach,)	APPLICATION AND
SC 29579 (District 1) for a Class C Charter)	RESCINDING
Certificate of Public Convenience and)	AUTHORITY
Necessity.)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the request of the Office of Regulatory Staff (ORS) to dismiss the Application of Daniel Saporita d/b/a LimoScene (LimoScene or the Applicant) and to rescind the Applicant's authority as the result of the failure of the Applicant to comply with certain rules of this Commission relative to the instant docket.

A review of the docket file reveals that original certification to render motor passenger service was granted to LimoScene by Commission Order No. 98-253, dated April 8, 1998, in the name of Danny Saporita and Sylvia Saporita d/b/a LimoScene (Certificate No. 6594). Thereafter, by Commission Order No. 2002-462, dated June 18, 2002, the Commission approved a name change of the Company to the present name of Daniel Saporita d/b/a LimoScene, and accordingly, an amended Certificate was issued (Certificate No. 6594-A).

On March 23, 2005, the Commission issued Order No. 2005-131 which approved an amendment to the Applicant's Certificate No. 6594-A by a change in the passenger restriction appearing on such Certificate. In Order No. 2005-131, the Applicant was

instructed to comply with statutory and regulatory requirements prior to providing motor carrier services under the amended passenger restriction.

By letter filed May 25, 2005, the ORS advises the Commission that LimoScene has failed to comply with the rules and regulations of the Commission as required by Order No. 2005-131. According to the ORS, the Applicant has neither filed the appropriate documentation nor requested an extension of time; therefore, the ORS request the Application of LimoScene be dismissed.

After due consideration of the ORS's request, the Commission is of the opinion, and so finds, that its previous Order No. 2005-131 granting approval of an amendment to LimoScene's Certificate by a modification to the passenger restriction appearing on such Certificate should be rescinded and that the Application herein should be dismissed.

IT IS THEREFORE ORDERED:

1. That Commission Order No. 2005-131, dated March 31, 2005, granting authority to Daniel Saporita d/b/a LimoScene to amend Certificate No. 6594-A by a change in the passenger restriction appearing on such Certificate is rescinded.
2. That the Application of Daniel Saporita d/b/a LimoScene for an amendment of Class C Charter Certificate of Public Convenience and Necessity No. 6594-A is dismissed.

3. That this Order shall remain in full force and effect until further Order of this Commission.

BY ORDER OF THE COMMISSON:

/s/
Randy Mitchell, Chairman

ATTEST:

/s/
G. O'Neal Hamilton, Vice Chairman

(SEAL)